

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In Re: Samantha Elkoni,)	Case No. 21-22633-CMB
)	
Debtor.)	Chapter 13
)	
Samantha Elkoni,)	
)	Document No.:
Movants,)	
)	Related to Document No.: 19
v.)	
)	Related to Claim No.: 5, 9
Ronda J Winnecour,)	
)	
Chapter 13 Trustee)	

STIPULATED ORDER MODIFYING PLAN

WHEREAS, this matter is being presented to the Court regarding

- ☐ a motion to dismiss case or certificate of default requesting dismissal
- ☐ a plan modification sought by: _____
- ☐ a motion to lift stay
as to creditor _____
- ☒ Other: Notice of Mortgage Payment Change filed by PennyMac Loan Services,
LLC at claim number 5.

WHEREAS, the parties having agreed to settle the matter above conditioned on the terms herein, based on the records of the Court, and the Court being otherwise sufficiently advised in the premises; and there being no adverse impact upon other parties by way of this action, thus no notice is required to be given; now therefore

IT IS HEREBY ORDERED that the

- ☒ Chapter 13 Plan dated January 6, 2022, at Docket No. 19.
- ☐ Amended Chapter 13 Plan

is modified as follows:

- ☒ Debtor(s) Plan payments shall be changed from \$ **3,008.00** to **\$3,134.00** per month, effective January 1, 2023.
- ☐ In the event that Debtor(s) fail(s) to make any future Chapter 13 Plan payments, the Trustee or a party in interest may file with the Court and serve upon Debtor(s) and Debtor(s)' Counsel a notice of default advising the Debtor(s) that they have 30 days from the service of the notice in which to cure any and all defaults in payments. If Debtor(s) fail(s) to cure the defaults in payments after having been provided notice under the provision of this Stipulated Order, then the Trustee or a party in interest may submit an Order of Dismissal to the Bankruptcy Court along with an affidavit attesting to a failure to make Plan payments, and the proceedings or case may thereafter be dismissed without prejudice and without further hearing or notice.
- ☐ Debtor(s) shall file and serve _____ on or before _____.
- ☐ If any of the foregoing is not completed by the date specified, the case may be dismissed without prejudice without further notice or hearing upon the filing by the Trustee of an Affidavit of Non-Compliance.
- ☐ If any of the foregoing is not completed by the date specified, the automatic stay as to the property described as _____ may be lifted without further notice or hearing upon the filing by the Creditor herein of an Affidavit of Non-Compliance.
- ☒ Other: This order incorporates and implements all Notice of Payment changes filed to date at Claim no. 5
Twp of Upper St Clair Claim no. 9 to govern as to amount and interest rate.

IT IS FURTHER ORDERED that to the extent any creditor opposes the relief contained herein, such creditor must file an objection to the same within fourteen (14) days hereof. Should such an objection be timely filed, the Court shall conduct a *de novo* hearing regarding the appropriateness of this Stipulated Order. Should no objection be timely filed, this Stipulated Order shall be deemed final without further notice and/or opportunity for a hearing.

IT IS FURTHER ORDERED that in all other respects, the Plan and Order Confirming Plan shall remain in full force and effect.

SO ORDERED, this ____ day of _____, 2022

Dated: _____

United States Bankruptcy Judge

Stipulated by:

/s/ Brian C. Thompson, Esquire

Brian C. Thompson

PA ID: 91197

Thompson Law Group, P.C.

125 Warrendale-Bayne Road, Suite 200

Warrendale, PA 15086

(724) 799-8404 Telephone

(724) 799-8409 Facsimile

bthompson@thompsonattorney.com

Stipulated by:

/s/James C. Warmbrodt, Esquire

James C. Warmbrodt

PA ID: 42524

Attorney for Chapter 13 Trustee

U.S. Steel Tower, Suite 3250

600 Grant Street

Pittsburgh, PA 15219

412-471-5566

jwarmbrodt@chapter13trusteedpa.com

cc: All Parties in Interest to be served by Clerk